

1904-067  
Lee Co.

Chancery Causes: Christopher C. Woodward vs. Polly Woodward

Bowman, Garrett, Kirk, Burgin, Cooper, Ewing, Rogers

CA-Divorce  
T-Vices



To the Hon. H. A. W. Moore, Judge of  
the Circuit Court for Lee County.  
Humbly complaining, your orator  
Christopher C. Woodward respectfully  
represents and will show unto  
your Honor that he is now  
and has been for more than one  
year next preceding the institution  
of this suit, a resident of this  
county and State.

That on or about the - day of  
- 1870 he was duly and legally  
married to one Polly Bowman  
in said county and State and  
from that time until the 14th  
day of August 1904, lived and  
"cohabited" together as man  
and wife. That he is informed  
and truly believes and with  
charge to be a "fact" that the  
said Polly hath given herself  
up to adulterous practices  
and has within the last five  
years, without the consent,  
procurement, or connivance of  
your orator, been guilty of  
adultery with one Lloyd Harvitt  
on property owned by one Eliza Cook in Lee County Va.  
and other persons to your



complainant unknown.  
Wherefore, your petitioners showing  
that he is an inhabitant of  
the state of Virginia and has  
resided therein for more than  
one year, next preceding the  
institution of this suit, pray  
that said Polly Woodard be made a party Defendant  
your Honor; that a subpoena  
may issue, in due form  
of law directed to the said  
Polly Woodard <sup>requiring</sup> ~~commanding~~ her  
to appear in this Honorable court  
~~at the September Term thereof~~ to  
answer the aforesaid complaint,  
but she need not do so on oath, that being expressly waived;  
and also, that a decree of this  
Honorable court be made, forever  
dissolving the bonds of matrimony  
between said Plaintiff and Defendant  
and that the same interest of  
said Defendant in such real  
estate as your orator now  
owns, be divested from said  
Defendant and vested in your  
petitioner. And he will ever pray etc.  
Christopher C. Woodward  
for counsel



C. C. Woodward  
vs bill

Folly Woodward

Filed Sept. 3, 1904  
H. L. Ewing, Clerk.

Costs:

Clerk	\$5.21
Shff	1.90
Tax	1.50 pd.
Assy.	15.00
Wils.	4.16 pd.
Comm	2.25 pd. 1.50
	<u>\$30.02</u>

1900 to 10  
10



To the Hon.H.A.W.Skeen,Judge of the Circuit Court for Lee County.

The demurrer and answer of Polly Woodward to a bill of complaint exhibited against her in your honor's court by her husband,Christopher C.Woodward;and for demurrer to the said plaintiffs bill,says that she is advised that the said bill is insufficient in law to call upon her for answer,and of this she prays judgment.

But if she be mistaken in the cause and grounds of her demurrer and further and other answer be required of her,answering she says That it is true that the said Complainant is now and has been for a year next preceeding the insitution of this suit a resident of this county and State;and that she and the said complainant were duly and legally married,but just the date she does not remember,as it has been so long ago,and as husband and wife they have lived together until within the last few weeks.

Your repsondent for further answer to the said ~~bill~~ in the most emphatic terms denys the charge made by said complainant that she has been unfaithful to him,and has within the last five years or at time been guilty of adultery with Loyd Garrett or with any other person. She avers that she is as chaste to day as the day on which she married the said complainant. Your respondent says that she supposes from reports which she has heard,mischievous maying any lying persons have told her said husband that she was quilty of such crimes of adultery. But your respondent says that all such tales told her said husband are false and untrue,and are without any foundation. Your respondent avres that she is able to prove by the very persons with whom she is charged to have been guilty of adultery, that such reports are untrue. Your repsondent says that she has always loved and cherished her said husband,and has always been faithful to her marital vows,and he only has she ever cohabited with.

Your respondent says that she and her said husband have raised ~~Six~~ children;that the oldest is now 28 years old,and the youngest 15 years old;that she has long since passed her



clamatric peried in live, and is now 64 years old; for the sake of her children she can not be content to see the charge of her said husband set up against her by false and lying lips, without protesting and proving her innocence of the vile and slanderous charges. But to do this, as your respondent has nothing in her own right except a cow and some pigs, she is obliged to ask your honor to make an order in this case for suit money, compelling her said husband to pay a reasonable sum to her attorneys, and also to pay her a weekly amount for allimony, pending this suit. Your respondent is now getting old, unable to work and support herself yet she will be modest in the amount which should be allowed her for temporary allimony; she believes she can get along very well on \$2.00 per week, as one of her sons, who is a poor man, tells her she may stay with him until the termination of this suit. She will further show unto your honor that her said husband has a horse, and some real estate worth as she is advised about \$500.00; this real estate was bought by the joint labor of them both.

Now having answered as fully as she is advised that it is material for to answer, she prays that the said bill be dismissed; that she be decreed a reasonable sum to be paid by the said plaintiff to her attorneys in order to enable her to defend this suit; that she be decreed temporary allimony, etc. And she will ever pray, etc.

Pennington Bros. P.D.

Polly Woodward  
by Pennington Bros.

Virginia,

Lee County, to-wit:-

I,

a  
in and for the county and State aforesaid do hereby certify that the foregoing answer was duly sworn to before me by Polly Woodward.

Given under my hand this the                      day pf Sept., 1904.



Polly Woodward

side of Aus

W. W. Woodward



C. C. Woodward

vs

Polly Woodward

This cause came on this day to be heard upon the plaintiffs bill, the depositions of witnesses filed therewith and the defendants answer thereto. On consideration whereof, the court bring of the opinion that the charge of adultery against the defendant is fully proved, doth adjudge, order and decree that the marriage heretofore solemnized between the plaintiff and defendant be, and the same is, hereby dissolved, the said C. C. Woodward forever divorced from his wife, the said Polly Woodward, and all the right, title, and interest of the said Polly Woodward in or to the estate, real and personal, of the said C. C. Woodward, shall henceforth cease and determine. And that the plaintiff recover from the defendant his costs by him expended in the prosecution of this suit, for which execution may issue. And this cause is ordered to be stricken from the docket.

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40 2.50  
1.00 4.16



C. C. Woodward  
no { direct  
Polly Woodward

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Enter Thia  
J. C. W. Shum  
see 2nd.

Entered C. C. W.  
No. 7 page 566.



Lo. lo. Woodward Plaintiff

vs.

Polly Woodward Defendant

In Chancery

On the calling of  
this cause, the defendant by her  
counsel asked leave to file  
her answer thereto, which was  
accordingly done and the plain-  
tiff replied summarily; and  
on the motion of said defend-  
ant by her counsel it is ad-  
judged, ordered and decreed  
that said plaintiff pay to  
Perrington Bros. attorneys  
for said defendant the sum  
of \$20<sup>00</sup> as an attorney fee  
to them for defending her in  
this cause; but that further  
action shall be taken herein  
until said sum is paid to  
said Perrington Bros. And  
this case is continued.



Lo. Le. Woodward

vs. Deere  
no. 1

Pallen Woodward

Entered C.O.B.  
No. 7, Page 575.

Enter this  
Sept. 21-1904  
Hawdley



The Depositions of R.L.Kirk and others taken before me, Geo. P.Cridlin a Commissioner in Chancery for the Circuit Court of Lee County, Virginia, in Jonesville, Va., pursuant to notice hereto attached, on the 28th day of November, 1904, which depositions are intended to be read as evidence in behalf of the plaintiff in a certain suit in chancery now pending in the Circuit Court of Lee County, in which C.C.Woodward is plaintiff and Polly Woodward is defendant:

Present W.K.Hopkins for plaintiff, and

R.L.Pennington for defendant.

R.L.Kirk a witness of lawful age being duly sworn deposes as follows:

Q.1.-- Please state your age, occupation and place of residence.

A.-- I am 51 years old, am a farmer, and reside in the Pocket, Lee County, Virginia.

Q.2.-- Are you acquainted with C.C.Woodward and Polly Woodward, the parties to this suit?

A.-- I am, I have known them for forty years.

Q.3.-- Did you ever see Polly Woodward with any other man besides her husband, if so tell when and where it was and all about?

A.-- About three years ago this last July I saw her with Loyd Garrett in the Brushy Mountain. I was on one cliff picking huckleberries, and I saw Polly Woodward and said Garrett come along on another cliff about 150 yards from me. He downed her and got on top of her the best I could see. I saw them get up in some several minutes and went to picking huckleberries. I thought it was Polly Woodward and Loyd Garrett, but would not say it for certain.

Q.4.-- How far was this from her home?

A.-- I guess it was about three or three and one-half miles.

#### Cross Examination.

X.Q.1.-- So you do not know whether the person that you saw was Polly Woodward and Loyd Garrett or not, do you?

A.-- I am not certain, I thought it was them.

X.Q.2.-- What time of the year was it?



A.-- It was in July, I think, it was in huckleberry time.

And further this deponent saith not.

*Wrt. Claims 1 da. 50¢*

*R. L. X. Kisk*  
*Wart*

Mrs. C.EBurgin

~~XXXXXXXXXXXX~~, a witness of lawful age being duly sworn deposes as follows:

Q.1.-- Please state your age, place of residence,

A.-- I am 35 years old, I live in the Pocket, Lee County, Va.

Q.2.-- Are you acquainted with C.C. and Polly Woodward and if so how long have you known them?

A.-- I am acquainted with said parties, have known them nearly all of my life.

Q.3.-- Did you ever see Polly Woodward and Loyd Garrett out anywhere together, if so please state when and where it was and all you saw?

A.-- I have seen them out together about three years ago, it was in the winter time, but I cannot tell just what month it was. I saw them together right on the road between Loyd Garrett's and Pat Woodward's house, it was about dusk. They were in the corner of the fence, they were lying down, and I didn't want to see any more so I turned my head and didn't look.

Q.4.-- Have you within the last five years, seen them together under suspicious circumstances at any other place?

A.-- I have not.

#### Cross Examination

X.Q.1.-- Was this place close to the road?

A.-- They were close to the road. It was not a public road, but just a road that went to Loyd Garrett's coal bank.

X.Q.2.-- How close to them were you?

A.-- I was within twelve steps of them.

X.Q.3.-- How do you know it was twelve steps?

A.-- I just thought it was twelve steps because of the distance from the road to the fence corner.



X.Q.4.-- What were they doing?

A.-- I don't know, they were down on the ground and I wouldn't look to see what they were doing.

X.Q.5.-- How do you know it was Polly Woodward?

A.-- I don't know it was her. I knew Loyd Garrett and I just thought it was her, but did not look close enough to see. She came in the house pretty soon and I thought it was her, by her cloths and bonnet, it was the same cloths and bonnet that I saw out there.

And further this deponent saith not.

*Wit. Claims 1 da 50  
4 mi. 16  
66*

*J. E. Bourgeois*

N.P. Woodward another witness of lawful age being duly sworn deposes as follows-

Q.1.-- Please state your age, occupation, and place of residence.

A.-- I am 58 years old, am a farmer, live on Ely's creek in the Pocket Lee County Virginia.

Q.2.-- Are you acquainted with C.C. and Polly Woodward, and if so how long have you known them?

A.-- I have known them ever since before they were married. C.C. Woodward is my brother.

Q.3.-- How much land does C.C. Woodward own in the Pocket?

A.-- He and I bought a boundery of land together plotted to be 130 acres. He owns half of it, that is a one-half undivided interest. The Coal right has been sold off of the land. He owns no other real estate. I estimate his half interest in said land to be worth \$500.00.

Q.4.-- Was this land paid for by C.C. Woodward or Polly Woodward?

A.-- It was paid for by C.C. Woodward and myself and nobody else.

~~And further this deponent saith not.~~

Q.5. Please state if you know when C.C. Woodward quit living with his wife Polly?

A.-- About the last of last June. They have not lived together since.

Q.6.-- Where has she been making her home since that time?

A.-- She says she has been making her home with her son George



Woodward, and she moved her things away from C.C.Woodward's.

Cross Examination.

X.Q.1.-- Did C.C.Woodward ever tell you before he and his wife quit living together, that he knew of his wife being guilty of adultery?

A.-- No sir. He told me just before they parted that he had never heard much about it, until one day she went over to old man Little's to wash ~~xxxxxxx~~ and he followed, and learned that something was wrong, that he then began to inquire around and learned these other matters, and then brought this suit for divorce.

And further this deponent saith not

N. P. <sup>W. H. H.</sup> Woodward  
Mark

Wit claim 1 do. 50

Virginia, Lee County, to-wit:

I, Geo.P.Crdilin, a Commissioner in Chancery for the Circuit Court of Lee County, Virginia, do certify that the foregoing depositions of E.L.Kirk, C.E. Burgin and N.P.Woodward, were taken, sworn to and subscribed before me at the time, place and for the purpose in the caption mentioned.

Given under my hand this the 28th day of November, 1904.

Geo. P. Crdilin  
Comr. in Chancery.



C.C. Woodward  
vs. { In Chy.

Polly Woodward

Depositions for  
Plff. of

R. L. Kirk	cost
	.50
Mr. C. E. Burgin	.66
N. P. Woodward	.50

Paid by plff. \$1.66

Filed Nov. 28<sup>th</sup> 1904  
H. J. Ewing  
Clerk.

Court fee 75¢.



To Jolly Woodward:

You will please take notice that on the 28th. day of November, 1904, between the hours of 8 a.m. and 4 p.m. of said day, I will at the office of C. F. Duncan in the town of Louisa Virginia, I will take the depositions of R. F. Kirk and others which when taken are intended to be read as evidence in my behalf in a certain suit <sup>now</sup> pending in the circuit court of Lee County Va., in which I am plaintiff and you are defendant, and if for any cause the same is not commenced on said day, or if commenced and not completed on said day, the same will be continued from time to time, or from place to place till concluded. This November, 26th. 1904

Christopher Woodward.  
In counsel.



C. C. Woodward

vs

Polly Woodward

I hereby accept  
legal service  
of the within  
notice this

Nov-26<sup>th</sup> 1904

Polly Woodward

By E. H. Pungton  
att'y.



The depositions of J.J.Cooper and others,taken before me,  
Geo.P.Crdilin, Commissioner in Chancery for the Circuit Court of  
Lee County, Virginia, taken at my office in the town of Jonesville,  
Virginia, on the 14th day of September, 1904, pursuant to notice  
hereto attached; which deposition are intended to be read as evi-  
dence in behalf of the plaintiff in a certain suit in Chancery now  
depending in the Circuit Court of Lee County in which C.C.Woodward  
is plaintiff and Polly Woodward is defendant;

Present : W.K.Hopkins attorney for plaintiff; and,  
R.L.Pennington attorney for defendant.

J.J.Cooper a witness of lawful age being duly sworn deposes  
as follows:

Q.1.-- Please state your age, place of residence,and occupation.

A.-- I am 23 years old, reside in the Pocket, on Pucketts Creek,  
in Lee County, Virginia, and am now engaged in coal mining.

Q.2.-- Are you acquainted with C.C.Woodward the plaintiff and  
Polly Woodward, his wife, the defendant, in this case, if so where  
do they live and how long have you known them?

A.-- I am acquainted with said C.C. and Polly Woodward. They  
live on Ely's Creek in the Pockett, Lee County Va. I have known  
them for 8 or 10 years.

Q.3.-- Are the said C.C Woodward and Polly Woodward living to-  
gether at this time, if not state where Polly Woodward lives?

A.-- I don't think they live together, I don't know, but from  
what I have heard,they do not. I don't know where she lives.

Q.4.-- Did you ever see Polly Woodward with any other man than  
her husband, if so state when it was, where it was and all you may  
know about it?

A.-- I saw her and Loyd Garrett stading by the side of the road  
on the head head of Puckett's Creek just below Loyd Garrett's house.  
This was along last year in September or October. I and my brother  
Hence Cooper were coming from a shooting match together and it was  
late in the evening, after sun-down. I saw them stading there be-  
hind a stump and called my brother's attention to it. Her dressed  
seemed to be up and I saw it fall just as I spoke to my bother to  
look. Garrett then ran up the hill with his gun as if he had seen  
a squirrel, and we passed on down the road and spoke to them.



And Loyd said something about seeing a squirrel.

Q.5.-- Did you notice where the gun was when you first saw them?

A.-- It was sitting on the far side of the stump from them.

Q.6.--How were they standing and did Mr. Garrett have his hands on her or she have hers on him?

A.-- They were standing right up facing each other and I think he had his left hand up on her shoulder.

Cross Examination.

X.Q.1.-- What time of the year and in waht year did this occurrence take place, you speak of?

A.--It was along in September or October in last year.

X.Q.2.-- What was the first thing that you saw?

A.-- I saw them standing there by the side of a stump.

X.Q.3.-- Was the stump between you and them?

A.-- It was not.

X.Q.4.-- How close were you to them?

A.-- About 30 yards, I guess.

X.Q.5.-- How close were they together?

A.-- They looked to be right against each other and he had his hand on her shoulder.

X.Q.6.-- Which one of them was next to you?

A.-- I could not tell they were both just side and side and one about as close as the other.

X.Q.7.-- Each had their side turned to you, did they?

A.-- Yes sir.

X.Q.8.-- What were they doing as far as you could see?

A.-- They were just standing there when I saw them.

X.Q.9.-- Did you see her cloths up?

A.-- Just as I looked I saw them fall, I don't know how they got up.

X.Q.10.-- Then you saw her clothes up, did you?

A.-- Yes, sir.

X.Q.11.-- How high up?

A.-- Looked like they were up about her knees somewhere.

X.Q.12.-- Did this occurrence take place near a public road?

A.--Right by the side of a public road.

X.Q.13.-- Did you pass them after you saw what you have spoken of?



A.-- I did. She came meeting us, and he jumped up and run up the hill.

X.Q.14.-- Did they speak to you?

A.-- They did.

X.Q.15.-- What did they say?

A.-- The woman just said "howdy" or something like that and went on, and Loyd said he saw a squirrel or something like that.

X.Q.16.-- Did you pass on by and leave Garrett looking for the squirrel?

A.-- Yes sir.

X.Q.17.-- Who was with you?

A.-- Hence Cooper, my brother.

And further this deponent saith not.

*Wit. Claims 1 day 50  
Paid by plaintiff*

*John J. Cooper*

Andrew P. Borgan, another witness of lawful age being duly sworn deposes as follows:

Q.1.-- Please state your age, place of residence and your occupation?

A.-- I am 24 years old, reside in the Pockett, Lee County, Va., and am a farmer.

Q.2.-- Are you acquainted with C.C. Woodward and Polly Woodward his wife, if so state where C.C. Woodward lives and how long you have known him?

A.-- I am acquainted with said parties. C.C. Woodward lives on Ely's Creek, Lee County, Virginia, and I have known him for 8 or 10 years.

Q.3.-- Is C.C. Woodward living with his wife, Polly Woodward now?

A.-- I don't know whether he is or not.

Q.4.-- Have you saw, and do you know, of your own knowledge, whether or not Polly Woodward, has within the last five years been guilty of adultery.

A.-- She has.

Q.5.-- Can you state of your own knowledge whether or not she has been guilty of adultery more than once within the last five years, if so please state where it was?



Obj.-- Each of the last two questions and the answers thereto are objected to because the questions asked are question of law rather than fact, adultery being a technical question, the witness should have been asked what he saw and what he knew, and the Court can draw its conclusions as to what offence it is.

R.L.Pennington, atty. for defendant.

A.-- Yes, she has been guilty of adultery more than once, on Ely's Creek in the Pockett in Lee County, Va.

Q.6.-- Do you know whether or not Polly Woodward has had criminal intercourse with any person other than her husband, within the last five years, if so please state when it was?

Obj.-- The foregoing question and any answer thereto is objected to because the witness is not asked with whom such intercourse was had.

R.L.Pennington, atty. for deft.

A.-- She has. It was in February, 1902.

Cross Examination.

X.Q.1.-- Has C.C.Woodward and his wife lived together since the time you speak of her being guilty of adultery?

A.-- They have.

X.Q.2.-- How do you know that she has had criminal connection with men?

A.-- I will not answer that question.

Obj.-- Witness having refused to state how he knows the fact of criminal connection, or with whom it was, all his testimony in chief is objected to as any proof in this case.

R.L.Pennington, atty. for deft.

Re-Examination.

Q.-- You have just stated in your cross-examination that C.C. Woodward has lived with the said Polly since she has had criminal intercourse with other men. Please state whether or not C.C.Woodward knew of this conduct.

A.-- I don't know whether he knew it or not.

And further this deponent saith not.

*Wit. Claims 1 day 50¢  
Paid by plaintiff.*

*Andrew P. Burgin*



The further taking of these deposition is adjourned till Saturday Sept. 17th, at 10 A.M., at the same place.

Geo. P. Cridlin N.P.

Met pursuant to adjournment at the office of Geo. P. Cridlin, Jonesville, Va. at 10 A.M., Sept. 17th, 1904.

J. H. Cooper, a witness of lawful age being duly sworn deposes as follows:

Q. 1.-- Please state your age, occupation and place of residence.

A.-- I am 32 years old, am a farmer, reside on Stone Creek, in the Pocket, Lee County, Virginia.

Q. 2.-- Are you acquainted with C. C. Woodward and Polly his, wife, if so how long have you known them, and where do they live?

A.-- I do know said parties, have known them 8 or 10 years. They live on the waters of Ely's Creek in this County.

Q. 3.-- Is C. C. Woodward and his wife living together now?

A.-- I can't tell you whether they do now or not, but they have been I suppose.

Q. 4.-- Do you know whether or not Polly Woodward has had sexual intercourse with any man other than her husband within the last five years, if so, please state when and where it was?

A.-- I do not know whether she has or not.

Q. 5.-- Have you seen Polly Woodward with any man other than her husband within the last five years at any place considered suspicious by you, if so please state when it was, where it was and all about the circumstance.

A.-- I saw her with Loyd Garrett one day on Puckets Creek in the Pocket. They were standing by the road. He was standing by the side of a stump by the side of the road and she was standing in the road. Mr. Garrett had a gun. My brother John Cooper, my brother was with me. When they saw us she came on up the road, and Garrett went on up into the hill squirrel hunting.

Q Cross Examination.

X. Q. 1.-- How far was the stump from the road, that you speak of above.

A.-- It was right on the edge of the road.

X. Q. 2.-- How far was Polly Woodward from the stump?

A.-- She was standing in the road two or three feet from the stump.



Re-Examination.

Q.1.-- Was there, or was there not two roads near each other at the point you speak of?

A.--Yes there is a road that turns off right close by there.

Q.-- Which one of those roads were they in the one you passed of the other one?

A.-- The same road we passed.

And further this deponent saith not.

*I 28 6 aopur*

*Wit Claims 1 day 50c  
Paid by plff.*



Elijah Ewing, another witness being duly sworn deposes as follows:

Q.1.-- Please state your age, occupation and place of residence.

A.--Am 22 years old, am a coal miner, and reside on the waters of Pucketts Creek, Lee County, Virginia.

Q.2.-- Are you acquainted with Polly Woodward and C.C.Woodward, and if so how long have you known them?

A.-- I am, have known them for 4 or 5 years.

Q.3.-- Did you ever see Polly Woodward the defendant with any man other than her husband, at any time within the last five years, if so please state when and where it was and all the circumstances?

A.-- Yes sir, I saw her with Loyd Garrett on Pucketts Creek. They met up in the road and talked a little while, then he sat down on a log, and she walked on up into the bushes. In a minute or two he got up and followed her, and I did not see them any more. I was about 25 steps from them and when I saw them coming I thought I would just sit down and watch them, as I had heard some talk about them.

Q.4.-- Was there any path leading into the bushes to where they went, or was it just straight out into the woods?

A.-- It was just straight out into the woods, there was no path there at all.

Cross Examination.

X.Q.1.-- Where on Pucketts Creek was it that you saw Polly Woodward and Garrett?

A.-- It was right above where Green Stapleton lives, some two or three hundred yards.

X.Q.2.-- When was it?

A.-- It has been right about two years I guess.

X.Q.3.-- What were you doing there?

A.-- I was squirrel hunting.

X.Q.4.-- Did either one of them see you, before going into the woods?

A.-- No sir.

X.Q.5.-- How do you know they didn't see you?

A.-- It looks like if they had seen me they would not have stoppd as close to me as they did.

X.Q.6.-- I understood you to say they stopped in the road and



had a little talk?

A.-- Yes, sir, they did.

X.Q.7.-- Could you hear what they said.?

A.-- No.

X.Q.8.-- Was there anything wrong in their stopping in the road to talk if their conversation had been on a proper subject?

A.-- I guess there was.

X.Q.9.-- You consider it wrong then for a man to meet a woman in the road and converse with her on a proper topic of conversation, do you?

A.-- I think there would be the way they were doing.

X.Q.10.-- You mean by the way you had heard they were doing, don't you?

A.-- Yes sir.

X.Q.11.-- You know of no illicit conduct between them of you own knowledge do you?

A.-- No sir.

X.Q.12.-- Did you hide while they were gone, and if so where?

A.-- No, but hid before.

X.Q.13.-- Could they see you where you were hid?

A.-- They could if they had looked close enough.

X.Q.14.-- What time in the year was it?

A.-- It was in the fall of the year.

X.Q.15.-- What month?

A.-- I don't recollect.

X.Q.16.-- Who did you first tell this tale to?

A.-- I have not told to anybody that I recollect. I did not know that they were going to have me down here.

X.Q.17.-- Is this the first time you have ever told this tale.

A.-- I am not certain whether I told it or not, I guess I have told it before but I don't recollect who I told it to.

And further this deponent saith not.

Wit. Claim 1 day. 50c  
Paid by plff.

*Elijah X Leving*  
mark



C.J.Rogers another witness of lawful age being duly sworn deposes as follows:

Q.1.-- Please state your age, occupation and place of residence.

A.-- I am 55 years old, am a farmer, and reside on the aters of Stone Creek, Lee County, Viginia.

Q.2.-- Are you acquainted with C.C.Woodward and Polly Woodward, and if so how long have you known them?

A.-- I am, have known them about 8 or 10 years.

Q.3.-- Are they living together now?

A.-- I don't suppose they are, I have heard that they are not. I live three or four miles from.

Q.4.-- Are you acquainted with Polly Woodward's reputation where you and she live, if so is that reputation for chasityt and decency good or bad?

A.-- It is bad among the people.

Obj.-- The foregoing deposition questions and answers, are objected to because incompetent, immaterial and irrelivant.

R.L.Pennintton atty. for deft.

And further this deponent saith not.

*Wit. Claims 1 day 50¢  
Paid by plff.*

*C. J. Rogers*  
*Witness*

Virginia, Lee County, te-wit:

I, Geo.P.Crdilin, a notary public in and for the County of Lee, in the State of Virginia, do certify that the foregoing depositions of J.J.Cooper, Andrew P.Burgan, J.H.Cooper, Elijah Ewing, and C. J. Rogers, were taken, sworn to and subscribed before me, at the times place and for the purpose in the caption mentioned.

Given under my hand this the 18th day of September, 1904.

*Geo. P. Crdilin* N.P.



C. C. Woodward  
vs. { Depositions  
Polly Woodward

Depositions of:	cost
J. J. Cooper	.50
A. J. Burman	.50
J. H. Cooper	.50
Elijah Ewing	.50
C. J. Rogers	.50
<u>Paid by pff \$2.50</u>	

N. P. fee \$1.50 Paid

Filed Sept. 19, 1904 by  
Geo. T. Ewing notary.

H. T. Ewing clk



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon Polly Woodward

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on the first Monday in Sept., 190H, to answer a bill in chancery exhibited against her in our said court by C. C. Woodward

And have then there this writ. Witness, H. L. Ewing ~~A. B. MUNSEY~~ Clerk of our said Court, at the court-house, the 22<sup>nd</sup> day of Aug., 190H, and in the 12<sup>th</sup> year of the Commonwealth.

H. L. Ewing, Clerk.



Executed August 25

---

C. C. Woodward

VS. { SUBPEONA  
IN CHANCERY.

Polly Woodward

---

W. K. Hopkins p. q.

---

To first Sept. Rules.  
Circuit Court.

---

Executed on the  
25th day of August  
1904, by delivering a  
copy of the within  
notice to Polly Woodward  
at her home in Lee  
county Va.

E. S. Stapleton  
Sept. Sheriff  
for p.m. Ball.  
S. P. G.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU to summon ~~Lige Ewing~~ ~~Clabe Rogers~~ and  
~~Hence Cooper~~

~~Geo. P. Cridlin~~ Commissioner in Charge  
to appear before the Judge of our Court of the \_\_\_\_\_ of \_\_\_\_\_, at  
~~at his office in Jonesville~~  
~~the court house thereof~~, on the 17<sup>th</sup> day of September, 1904, to testify and the  
truth to say in behalf of the plaintiff

\_\_\_\_\_ in a certain matter of controversy  
in our said court, before the said Judge depending and undetermined, between C. C.  
Hoodward

\_\_\_\_\_ Plaintiff,  
and Polly Woodward  
\_\_\_\_\_ Defendant;

And have then there this writ. Witness H. C. Ewing, Clerk of  
our said Court, at the court-house, the 14<sup>th</sup> day of September, 1904, and in the  
12<sup>9th</sup> year of the Commonwealth.

H. C. Ewing Clerk.



C. C. Woodward

vs.

SUBPOENA  
FOR  
WITNESS

Polly Woodward

See Circuit Court,  
the 17th day of Sept.  
1904

Executed on the  
15th day of Sept 1904  
by summoning each  
of the within witnesses  
as herein directed.  
E. Bishop & S. for  
P. M. Ball S. S. 6



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU THAT YOU SUMMON

*Richard L. Kirk, +  
Hence Cooper, + John Cooper, Andrew  
Burgin*

*Geo. P. Cridlin, Commissioner in Chancery, his office*  
to appear before ~~the Judge of our Circuit Court~~ of the County of Lee, at ~~the court house~~  
*in the town of Jonesville, Va.*  
~~hereof~~ on the *14* day of *September* 190*4*, to testify and the truth to say  
in behalf of the *Plaintiff*, in a certain matter of controversy in our said court  
before the said Judge depending and undetermined between

*C. C. Woodward*

Plaintiff, and

*Polly Woodward*

Defendant . And this *you*

shall in no wise omit, under the penalty of £100. And have then there this writ.

*H. C. G. Cewing*  
Witness, *A. B. Munsey*, Clerk of our said court, at the court-house the *8th* day of

*Sept.* 190*4*, and in the 12 *9th* year of the Commonwealth.

*H. C. G. Cewing, Clerk,*



C. C. Woodward

vs.

SUBPOENA  
FOR  
WITNESS.

Polly Woodward

Court,

the 14<sup>th</sup> day of Sept.

1904  
Executed Sept 12  
1904 by summons  
the within named  
witnesses to appear  
as herein required  
E. S. S. S. S. S.  
for J. M. B. B. B.  
S. S. S.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU THAT YOU SUMMON

*Richard L. Kirk, and*  
*+ Callie + Barnett +*

*Geo. P. Cridlin* Com. in Ch., at his office  
to appear before the Judge of our Circuit Court of the County of Lee, at the court-house  
thereof, <sup>*in Jarrville Va*</sup> on the *28*, day of *November* 190*4*, to testify and the truth to say  
in behalf of the *Plaintiff*, in a certain matter of controversy in our said court  
before the said Judge depending and undetermined between *Christopher C.*  
*Woodward* Plaintiff, and

*Polly Woodward* Defendant . And this *you*  
shall in no wise omit, under the penalty of £100. And have then there this writ.

Witness, *H. L. Ewing,* Clerk of our said court, at the court-house the *23<sup>rd</sup>* day of  
*November* 190*4*, and in the 12 *9<sup>th</sup>* year of the Commonwealth.

*H. L. Ewing, Clerk*



C. C. Woodward

vs.

SUBPOENA

FOR

WITNESS.

Polly Woodward

See Circuit Court,

the 28<sup>th</sup> day of Nov.

1904

Presented to me  
 190 Day Summoning  
 Rich S. Kierthart  
 Bailey Barrett  
 J. S. St. John  
 Jos. M. Dale  
 Witnesses  
 Paid